

Mark W. Lapham, Esq. (SBN 146352)
LAW OFFICES OF MARK W. LAPHAM
751 Diablo Rd.
Danville, CA 94526
TEL: (925) 837-9007
FAX: (925) 406-1616

Attorneys for Plaintiff
JASON CHAN LEE

**IN THE UNITED STATES DISTRICT COURT
THE NORTHERN DISTRICT OF CALIFORNIA**

JASON CHAN LEE,

Plaintiff,

vs.

JPMORGAN CHASE BANK, N.A., MTC
FINANCIAL, INC. dba TRUSTEE CORPS and
DOES 1-10.

Defendant(s).

) Case No. 5:15-cv-05215-RMW
)
) **MODIFIED ORDER RE**
) **STIPULATION FOR A 90-DAY**
) **STAY, AND TO VACATE AND**
) **RESET MTC FINANCIAL, INC. dba**
) **TRUSTEE CORPS' MOTION TO**
) **DISMISS HEARING TO A DATE**
) **AFTER THE STAY**

1 WHEREAS, on January 29, 2016, Defendant MTC FINANCIAL INC. dba TRUSTEE
2 CORPS (“Trustee Corps”) filed a Motion to Dismiss Complaint with a scheduled hearing of
3 March 4, 2016 at 09:00 a.m.;

4 WHEREAS, on February 2, 2016, Plaintiff and Defendant JP Morgan Chase N.A. filed a
5 stipulation to a 90-day stay of the case and continuing any current deadlines pending the parties’
6 potential settlement of the matter;

7 WHEREAS, Plaintiff and Trustee Corps also agree to a 90-day stay of the case and
8 continuing any current deadlines pending the parties’ potential settlement of the matter, including
9 continuing the initial case management conference currently scheduled for February 19, 2016 and
10 resetting the Motion to Dismiss hearing scheduled for March 4, 2016 at 9:00 a.m. to a date after
11 the 90-day stay;

12 NOW THEREFORE, Plaintiff and Defendant Trustee Corps HEREBY STIPULATE AND
13 AGREE AS FOLLOWS:

14 1. The case against Trustee Corps shall be stayed for 90-days pending the parties’
15 potential settlement of the matter.

16 2. Trustee Corps’ Motion to Dismiss hearing scheduled for March 4, 2016 at 9:00
17 a.m. shall be vacated and reset to a date after the 90-day stay, and all briefing deadlines shall be
18 continued based on the new hearing date.

19 3. All other events and deadlines fixed by Court order, including the initial case
20 management conference currently scheduled for February 19, 2016, shall be continued for 90
21 days.

22
23 IT IS SO STIPULATED.
24
25
26
27
28

1 DATED: February 10, 2016

2 BURKE, WILLIAMS & SORESENSEN, LLP |
Martin Kosla

3 By: /s/ Martin Kosla

4 Martin Kosla
Attorneys for Defendant
MTC FINANCIAL, INC. dba TRUSTEE
5 CORPS

6 LAW OFFICES OF MARK W. LAPHAM
7 Mark W. Lapham

8 By: /s/ Mark W. Lapham

9 Mark W. Lapham
Attorneys for Plaintiff
10 JASON CHAN LEE

11
12
13 **CERTIFICATION OF CONCURRENCE**

14 Pursuant to L.R. 5-1, I hereby attest that Martin Kosla, Esq, counsel for Defendant
15 MTC FINANCIAL, INC. dba TRUSTEE CORPS, has provided his concurrence in the electronic
16 filing of the foregoing document entitled STIPULATION FOR A 90-DAY STAY AND TO
17 TAKE MTC FINANCIAL, INC. dba TRUSTEE CORPS' MOTION TO DISMISS HEARING
18 OFF CALENDAR.
19

20
21 /s/ Mark W. Lapham

22 Mark W. Lapham
23
24
25
26
27
28

ORDER

It is hereby ordered that the Case Management Conference set for February 19, 2016 is hereby continued to May 20, 2016 at 10:30 a.m. A Joint Case Management Conference Statement shall be due May 10, 2016. Defendant MTC FINANCIAL, INC. dba TRUSTEE CORPS ("Trustee Corps") Motion to Dismiss Complaint calendared for March 4, 2016 at 9:00 a.m. is VACATED. Trustee Corps shall RE-NOTICE the Motion to Dismiss for a date after the 90-day stay and all briefing deadlines shall be continued based on the new hearing date.

It is so ordered.

Date: 2/10/2016



Hon. Ronald M. Whyte
U.S. District Judge